IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.11 OF 2004

IN

NOTICE OF MOTION NO.2966 OF 2003

IN

S.C.SUIT NO.2941 OF 2003

WITH

CIVIL APPLICATION NO.568 OF 2004

Mustakim Yusuf Shaikh ...Appellant

Versus

Mohammed Aslam Sultan Shaikh & Ors. ...Respondents

.....

None for Appellant.

Mrs.Bhavana for Respondent No.3.

.....

CORAM: A.M.KHANWILKAR, J.

APRIL 4, 2006.

P.C.

1. Counsel for Respondent No.3 points out that the Suit pending before the Trial Court has since been disposed of on 28th March 2006. As the

present Appeal is directed against interlocutory order passed in the said Suit, nothing survives for consideration in this Appeal.

2. Hence, Appeal as well as Civil Application dismissed as infructuous.

A.M.KHANWILKAR, J.